IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.47913-M of 2006.

DATE OF DECISION: SEPTEMBER 21, 2006

Satnam Singh alias Tota

...PETITIONER

VERSUS

State of Punjab ....RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr. Balram Singh, Advocate,
for the petitioner.
Mr.N.S.Gill, AAG, Punjab.

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Petitioner Satnam Singh alias Tota has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.201 dated 22.4.2006 registered under Sections 363/366/376 IPC at Police Station Sadar, Jalandhar.

I have heard the counsel for the parties and also perused the statement of the prosecutrix (Annexure P-1) recorded under Section 164 Cr.P.C. as well as the report of the Chemical Examiner (Annexure P-2). From these documents, it appears that the offence under Section 376 IPC was not made out. The petitioner is in custody since 23.4.2006. Even the prosecution evidence has not started and the trial is not likely to be concluded soon.

Keeping in view the aforesaid facts, without expressing any opinion on the merits of the case, I deem it appropriate to grant regular bail to the petitioner and he is accordingly ordered to be released on bail to the satisfaction of the trial Court.

September 21, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE